

Amendment No. 1 to SB0393

Gardenhire  
Signature of Sponsor

**AMEND Senate Bill No. 393\***

**House Bill No. 1149**

by deleting all language after the enacting clause and substituting:

SECTION 1. Tennessee Code Annotated, Section 40-32-101(g)(2)(B), is amended by deleting the subdivision and substituting instead:

(B) At the time of the filing of the petition for expunction at least:

(i) Three (3) years have elapsed since the completion of the sentence imposed for the offense the person is seeking to have expunged, if the offense is a misdemeanor or Class E felony;

(ii) Six (6) years have elapsed since the completion of the sentence imposed for the offense the person is seeking to have expunged, if the offense is a Class D felony; or

(iii) Ten (10) years have elapsed since the completion of the sentence imposed for the offense the person is seeking to have expunged, if the offense is a Class C felony; and

SECTION 2. Tennessee Code Annotated, Section 40-32-101(k)(1)(C), is amended by deleting the subdivision and substituting:

(C) At the time of the filing of the petition for expunction at least:

(i) Three (3) years have elapsed since the completion of the sentence imposed for the most recent offense, if the offenses were both misdemeanors or a Class E felony and a misdemeanor;

(ii) Six (6) years have elapsed since the completion of the sentence imposed for the most recent offense, if one (1) of the offenses was a Class D felony; or

(iii) Ten (10) years have elapsed since the completion of the sentence imposed for the most recent offense, if one (1) of the offenses was a Class C felony; and

SECTION 3. This act takes effect July 1, 2023, the public welfare requiring it.